Case 9:06-cv-00158-RHC Filed 08/23/2006 Document 5

Appendix K

## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TEXAS

AUG 2 3 2006

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DIVISION LUFKIN APPLICATION TO APPEAR PRO HAC VICE

DAVID J. MALAND, CLEHK

J. M. Fris application is being made for the following: Case # 9:06 cv 158 (RC)BY

Style: Anascape, Ltd. v. Microsoft Corp. and Nintendo of America Inc.

- Nintendo of America Inc.
- 2. Applicant is representing the following party/ies:

  New York &

  3. Applicant was admitted to practice in 

  Connecticut

  Nintendo of America Inc.

  New York &

  State on 1992 & 1993, (date).

  respectively
- 4. Applicant is in good standing and is otherwise eligible to practice law before this court.
- 5. Applicant is not currently suspended or disbarred in any other court.
- 6. Applicant has has not had an application for admission to practice before another court denied (please circle appropriate language). If so, give complete information on a separate page.
- 7. Applicant has has not ever had the privilege to practice before another court suspended (please circle). If so, give complete information on a separate page.
- 8. Applicant has has not been disciplined by a court or Bar Association or committee thereof that would reflect unfavorably upon applicant's conduct, competency or fitness as a member of the Bar (please circle). If so, give complete information on a separate page.
- 9. Describe in detail on a separate page any charges, arrests or convictions for criminal offense(s) filed against you. Omit minor traffic offenses.
- 10. There are no pending grievances or criminal matters pending against the applicant.
- 11. Applicant has been admitted to practice in the following courts:

## S.D.N.Y., E.D.N.Y., W.D. WISC., Court of Appeals for the Federal Circuit

- 12. Applicant has read and will comply with the Local Rules of the Eastern District of Texas, including Rule AT-3, the "Standards of Practice to be Observed by Attorneys."
- 13. Applicant has included the requisite \$25 fee (see Local Rule AT-1(d)).
- 14. Applicant understands that he/she is being admitted for the limited purpose of appearing in the case specified above only.

Application Oath:

Ι,	James S. Blank	do solemnly swear (or affirm) that the
bove information	on is true; that I will discharge th	ne duties of attorney and counselor of this court
aithfully; that I	will demean myself uprightly ur	der the law and the highest ethics of our profession; and
hat I will suppo	rt and defend the Constitution of	f the United States.

Date August 22, 2006

Name (please print) _	James S. Blank
State Bar Number	NY: 2558013; CT 406767
Firm Name:	Latham & Watkins LLP
Address/P.O. Box:	885 Third Avenue
City/State/Zip:	New York, NY 10022
Telephone #:	(212) 906–1274
Fax #:	(212) 751–4864
E-mail Address:	james.blank@lw.com

Applicant is authorized to enter an appearance as counsel for the party/parties listed above. This application has been approved for the court this 23 day of August, 2006.

David J. Maland, Clerk U.S. District Court, Eastern District of Texas

Ву

Deputy Clerk